



Hogan Lovells US LLP
 875 Third Avenue
 New York, NY 10022
 T +1 212 918 3000
 F +1 212 918 3100
 www.hoganlovells.com

December 14, 2018

By Electronic Case Filing (ECF)

The Honorable Arlene R. Lindsay
 United States District Court, Eastern District of New York
 814 Federal Plaza
 Central Islip, New York 11722

Re: *MHANY Mgmt. Inc. et al. v. County of Nassau et al., No. 05-cv-2301 (ADS) (ARL)*

Dear Judge Lindsay:

We write regarding the Court's Amended Order on Plaintiffs' Motion for Fees and Costs. ECF No. 614 (the "Amended Order"). We thank the Court for its continued consideration on this matter. We write regarding two issues.

First, we believe the Court's revised order inadvertently awarded Plaintiffs slightly more in costs than intended – specifically, \$4,000 in research costs more than Plaintiffs requested appears to be included. *See* ECF No. 612, Exhibit A; Amended Order at 52 (awarding Plaintiffs \$26,826.26 in "Research Costs" rather than \$22,826.26). Attached as Exhibit A is a markup of the Amended Order indicating the affected areas.¹ If the Court agrees, we respectfully request that the Court issue an amended order awarding Plaintiffs the amounts in the table below:

Total Fees	\$5,089,469.07
Total Costs	\$165,639.87
Total Sum	\$5,255,108.94

Second, we respectfully request that, upon issuance of an amended order, the Court direct the clerk to enter a money judgment in a "separate document" awarding Plaintiffs the sum certain of \$5,255,108.94 (or such other final total the Court finds correct). *See* Fed. R. Civ. P. 58(d). While we recognize that an award of attorneys' fees and costs need not be set out in a "separate document" for certain purposes, *see* Fed. R. Civ. P. 58(a)(3), entry of a money judgment in a separate document will bring finality to the issue and allow Plaintiffs to enforce the Court's determination appropriately.

We thank the Court for its attention to this matter, and are available to respond to any questions the Court might have.

¹ The attached Exhibit A includes edits on pages 1, 52, 53, and 54.

The Honorable Arlene R. Lindsay

- 2 -

December 14, 2018

Respectfully submitted,

/s/ Stanley J. Brown /

Stanley J. Brown
stanley.brown@hoganlovells.com
D 212-918-3692

cc: All counsel of record (via ECF)